

PUBLIC NOTICE

Notice to Water Users
(Pursuant to Section 85-2-307, MCA)

The following application has been submitted to change a water right in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION TO CHANGE A WATER RIGHT. DESCRIBED BELOW ARE THE PERTINENT FACTS WHICH SUMMARIZE THE APPLICATION. THE PRELIMINARY DETERMINATION (PD) DOCUMENTING THE FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ANY CONDITIONS ATTACHED TO THE WATER RIGHT ARE AVAILABLE ON THE INTERNET AT <http://www.dnrc.mt.gov/wrd/>.

OBJECTION DEADLINE: DECEMBER 17, 2021. THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$25.00 FILING FEE TO THE DNRC, PO BOX 201601, HELENA, MT 59620-1601 BY THE DEADLINE SPECIFIED. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, TO OBTAIN THE PD OR OBJECTION FORM TO THE WATER RESOURCES OFFICE AT 613 NE MAIN, SUITE E, LEWISTOWN, MT 59457-2020 PHONE: 406-538-7459.

Application Number: 76G 30149275

Applicant: BONNIE J ANDERSON
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DEER LODGE, MT 59722 0311

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ASPEN GROVE RANCH LLC
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WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	76G 126427-00	APRIL 5, 1886
Historical Flow Rate: 5. CFS	Historical Consumptive Volume: 126.30 AC-FT	Historical Diverted Volume: 758.10 AC-FT
STATEMENT OF CLAIM	76G 126428-00	MARCH 3, 1906
Historical Flow Rate: 14.9 CFS	Historical Consumptive Volume: 33.50 AC-FT	Historical Diverted Volume: 201.20 AC-FT

PAST USE OF WATER

STATEMENT OF CLAIM NO. 76G 128427 IS USED TO FLOOD IRRIGATE 245 ACRES IN THE E2 OF SEC 6 TWP 7N RGE 8W AND SEC 31 TWP 8N RGE 8W, BOTH IN POWELL COUNTY. IT DIVERTS WATER FROM COTTONWOOD CREEK IN THE SWNWSW SEC 9 TWP 7N RGE 8W IN POWELL COUNTY. THE COWAN DITCH IS USED TO CONVEY WATER TO THE 245-ACRE PLACE OF USE. IT HAS A PRIORITY DATE OF APRIL 5, 1886 AND A PERIOD OF DIVERSION/USE OF APRIL 15 TO OCTOBER 15.

STATEMENT OF CLAIM NO. 76G 128428 IS USED TO FLOOD IRRIGATE 245 ACRES IN THE E2 OF SEC 6 TWP 7N RGE 8W AND SEC 31 TWP 8N RGE 8W, BOTH IN POWELL COUNTY. IT DIVERTS WATER FROM COTTONWOOD CREEK IN THE SWNWSW SEC 9 TWP 7N RGE 8W IN POWELL COUNTY. THE COWAN DITCH IS USED TO CONVEY WATER TO THE 245-ACRE PLACE OF USE. IT HAS A PRIORITY DATE OF MARCH 3, 1906 AND A PERIOD OF DIVERSION/USE OF MARCH 15 TO JULY 15.

BOTH IRRIGATION CLAIMS ARE 100% SUPPLEMENTAL WITH ONE ANOTHER.

PROPOSED CHANGE

FLOW RATE: 5.17 CFS **VOLUME:** 271.40 AC-FT **ACRES:** 302.00

APPLICANTS PROPOSE TO MOVE THE POINT OF DIVERSION TO CLAIM NOS. 76G 126427 AND 126428. THEY ALSO PROPOSE TO RECONFIGURE THEIR PLACE OF USE AND CHANGE THEIR METHOD OF IRRIGATION FROM FLOOD TO SPRINKLER. THE DIVERSION IS PROPOSED TO BE MOVED FROM THE SWNWSW SEC 9 (COWAN DITCH) TO THE NESWSW SEC 9 TWP 7N RGE 8W IN POWELL COUNTY; THE PROPOSED DIVERSION IS APPROXIMATELY 2,000 FEET UPSTREAM AND IS THE HEADGATE FOR THE STEJER DITCH. APPLICANTS PROPOSE TO INSTALL A PIPELINE IN THE STEJER DITCH TO CONVEY WATER TO THREE NEW PIVOTS GENERALLY LOCATED IN THE SESESE SEC 31 TWP 8N RGE 8W, E2 SEC 6, E2NE SEC 7, W2NW SEC 8 TWP 7N RGE 8W, ALL IN POWELL COUNTY. THE 245 ACRES OF HISTORIC FLOOD IRRIGATION IS PROPOSED TO BE RECONFIGURED BENEATH THE THREE-PIVOT SYSTEM WHICH CONSISTS OF 302 ACRES OF SPRINKLER IRRIGATION.

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